

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT

ALICE H. ALLEN, et al.,

Plaintiffs,

v.

DAIRY FARMERS OF AMERICA, INC., and
DAIRY MARKETING SERVICES, LLC,

Defendants.

Civil Action No. 5:09-CV-00230

JOINT NOTICE REGARDING THE DEPOSITION OF DR. RAUSSER

Pursuant to the Court's Order and Opinion, dated January 18, 2013, Defendants Dairy Farmers of America, Inc. and Dairy Marketing Services, LLC advised Plaintiffs of their intention to re-depose Dr. Rausser. After conferring, the parties agreed that that deposition will take place in Washington, D.C. on May 16, 2013, after which Defendants intend to supplement their *Daubert* motion in the timeframe set by the Court's January 18 Order.

Respectfully submitted,

/s/ Kit A. Pierson

Kit A. Pierson, Esq.
Benjamin D. Brown, Esq.
Brent W. Johnson, Esq.
Emmy L. Levens, Esq.
COHEN MILSTEIN SELLERS &
TOLL PLLC
1100 New York Avenue, N.W.
Suite 500, West Tower
Washington, DC 20005
(202) 408-4600
kpierson@cohenmilstein.com
bbrown@cohenmilstein.com
bjohnson@cohenmilstein.com
elevens@cohenmilstein.com

/s/ Ian Carleton

R. Jeffrey Behm
Ian Carleton
SHEEHEY FURLONG & BEHM P.C.
30 Main Street
P.O. Box 66
Burlington, VT 05402
Tel: (802) 864-9891
Fax: (802) 864-6815
jbehm@sheeheyvt.com
icarleton@sheeheyvt.com

Andrew D. Manitsky, Esq.
GRAVEL AND SHEA PC
76 St. Paul Street, 7th Floor,
P. O. Box 369
Burlington, VT 05402-0369
(802) 658-0220
amanitsky@gravelshea.com

Charles E. Tompkins, Esq.
SHAPIRO HABER & URMYY LLP
53 State Street
Boston, MA 02109-2802
(617) 439-3939
ctompkins@shulaw.com

David A. Balto
The Law Offices of David A. Balto
1350 I Street, N.W., Suite 850
Washington, DC 20005
(202)-789-5424
david.balto@yahoo.com

*Counsel for Jonathan and Claudia Haar,
Richard Swantak and the DFA/DMS
Subclass*

/s/ Kevin Hardy
Steven R. Kuney
Kevin Hardy
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, DC 20005
Tel: (202) 434-5000
Fax: (202) 434-5029
skuney@wc.com
khardy@wc.com

W. Todd Miller
BAKER & MILLER PLLC
2401 Pennsylvania Avenue, N.W.
Suite 300
Washington, DC 20037
Tel: (202) 663-7820
Fax: (202) 663-7849
tmiller@bakerandmiller.com

*Counsel for Defendants Dairy Farmers of
America, Inc. and Dairy Marketing Services*

Robert G. Abrams, Esq.
Gregory J. Commins, Jr., Esq.
Terry Sullivan
BAKER HOSTETLER
Washington Square, Suite 1100
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5304
202-862-1500
rabrams@bakerlaw.com
gcommins@bakerlaw.com
tsullivan@bakerlaw.com

Emily Joselson
LANGROCK SPERRY & WOOL LLP
210 College Street
PO Box 721
Burlington, VT 05402-0721
802-864-0217
ejoselson@langrock.com

*Counsel for Alice E. and Laurence E.
Allen and Garret and Ralph Sitts and the
non-DFA/DMS Subclass*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing NOTICE REGARDING THE DEPOSITION OF DR. RAUSSER was filed this 15th day of March, 2013, using the Court's CM/ECF system. Copies of this document will be served on all counsel of record via ECF.

/s/ Kevin Hardy
Kevin Hardy